IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 13TH AUGUST 2007 / 22ND SRAVANA 1929

Bail Appl..No. 4895 of 2007()

CRIME NO.215 OF 2007 OF WADAKKANCHERY POLICE STATION

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: PETITIONER/ACCUSED.NO.2

SUNIL @ SANAL, S/O.THANKAPPAN,
THIRINJAMKODE, ALIYOOR P.O.,
PALAKKAD DISTRICT.

BY ADV. SRI.A.C.DEVY

RESPONDENTS: STATE

THE STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.4895 of 2007

Dated this the 13th day of August, 2007

ORDER

Application for regular bail. The petitioner is the 2nd accused. The 1st accused is alleged to have committed rape on a girl, below the age of 16 years, allegedly his lover. The petitioner and some other co-accused are alleged to have encouraged and facilitated the elopement of the 1st accused with the victim and their subsequent sexual intercourse. The petitioner was arrested and continues in custody from 14.06.07. Some of the co-accused, who were arrested, have already been enlarged on bail.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied in the facts and circumstances of this case that the petitioner/the 2nd accused can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.25,000/- (Rupees Twenty five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-